IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

AS.No. 435 of 1992(B)

OS.176/1990 of PRL.SUB COURT,KOTTAYAM
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APPELLANT:

SOUTH INDIAN BANK LTED., BRANCH KANJIRAPPALLY,
REPRESENTED BY THE GENERAL MANAGER, TRICHUR.

BY ADV. SRI.K.PRABHAKARAN
SMT.M.HEMALATHA

RESPONDENTS:
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1. M/S. K.E. SCARIA & COMPANY, MUNDAKAYAM.
2. K.S. ABRAHAM, S/O. LATE K.E. SCARIA, PARTNER, K.E. SCARIA & COMPANY, RESIDING AT DO. DO.
3. K.S. MATHEW, S/O. LATE K.E. SCARIA, DO. DO.
4. TOM K. SCARIA, ALIAS K.S. TOM,. DO. DO.
5. JOHNY K. SCARIA, ALIAS K.S. HOHNY, DO. DO.
6. SMT. ANNAMMA SCARIA, W/O. LATE K.E. SCARIA, DO.
7. SMT. ANIYAMMA ALEX, D/O. DO. DO. RESIDING AT KOOTUMKAL, KURUMAMNNU P.O. PALAI.
8. MARYKUTTY THOMAS, DO. DO. RESIDING AT PUNNEDAMMAKKAL, PIOUS ROAD, EDAPPALLY, COCHIN.
9. SMT. CELINE SUNNY, D/O. LATE K.E. SCARIA, KOZHIPOOVANANICKAL HOUSE, MUNDAKAYAM.
10. SMT. SALI THOMAS, D/O. LATE K.E. SCARIA, RESIDING AT ETTUPURAYIL HOUSE, EDAPPALLY P.O., COCHIN.

11. SMT. LISSY JOSEPH, D/O. LATE K.E. SCARIA, RESIDING AT KALATHOOR PUTHENVEETTIL HOUSE, CHARUVELI P.O., PONKUNNAM.

12. SMT. JANE BABU, D/O. LATE K.E. SCARIA, RESIDING AT THEKKEPALLITHANAM HOUSE, KAINADI P.O. KAVALAM, PULINCUNNOO.

BY ADV. SRI.P.RAMAKRISHNAN
R3 & R5 BY ADV. SRI.P.V.ABRAHAM
R4 BY ADV. SRI.M.RAMESH CHANDER

THIS APPEAL SUITS HAVING BEEN FINALLY HEARD ON 30/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Kurian Joseph & T.R. Ramachandran Nair, JJ.

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A.S.NO.435 of 1992

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Dated this the 30th day of May, 2007

JUDGMENT

Kurian Joseph, J.

It is submitted that the disputes have been settled between the parties and the loan account has been closed by the loanee by availing the benefit of one time settlement. Therefore, nothing survives in this appeal. It is accordingly dismissed.

(Kurian Joseph, Judge.)

(T.R. Ramachandran Nair, Judge.)

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Kurian Joseph &
T.R. Ramachandran Nair, JJ.

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A.S.NO.435 of 1992

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JUDGMENT

30th May, 2007.